



**CITY OF YPSILANTI
NOTICE OF ADOPTED ORDINANCE
Ordinance No. 1421**

An ordinance to amend Ypsilanti City Code entitled An ordinance to amend City Code section 74-126 to remove air pistol and air rifle from the definition of *Weapon* to bring the section into compliance with Michigan State law, MCL 123.1102

1. **THE CITY OF YPSILANTI HEREBY ORDAINS** That section 74-126 of the Ypsilanti City Code is hereby amended as follows:

Sec. 74-126. - Definitions.

The following words, terms and phrases when used in this division shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Explosive means the same as defined in the fire prevention code of the city, including, inter alia, dynamite, gunpowder and blasting caps.

Public place means any street, sidewalk, alley, park, government owned or government-controlled building, common hallway or public room of any place of business or assembly open to the public, common hallway or public room of any dwelling of greater than two units, and any other place to which the public has lawful access.

Replica or facsimile of a firearm means any device or object which is a replica, facsimile, imitation or toy version of any firearm, including but not limited to toy guns, movie or stage props, starter pistols, inoperative firearms, models, replicas or any other device designed or used to imitate a firearm and is a substantial duplication of an actual firearm.

Weapon means any slingshot, crossbow, bow, Molotov cocktail, fire bomb or bomb, knife having a blade three inches in length or longer, shurkins (throwing stars) and nunchaku (Code 1983, § 9.221; Ord. No. 1146, § 1, 2-15-2011; Ord. No. 1224, § 1(C), 6-17-2014)

2. **Severability.** If any clause, sentence, section, paragraph, or part of this ordinance, or the application thereof to any person, firm, corporation, legal entity, or circumstances, shall be for any reason adjudged by a court of competent jurisdiction to be unconstitutional or invalid, such judgment shall not effect, impair, or invalidate the remainder of this Ordinance and the application of such provision to other persons,

firms, corporations, legal entities, or circumstances by such judgment shall be confined in its operation to the clause, sentence, section, paragraph, or part of this Ordinance thereof directly involved in the case or controversy in which such judgment shall have been rendered and to the person, firm, corporation, legal entity, or circumstances then and there involved. It is hereby declared to be the legislative intent of this body that the Ordinance would have been adopted had such invalid or unconstitutional provisions not have been included in this Ordinance.

3. Repeal. All other Ordinances inconsistent with the provisions of this Ordinance are, to the extent of such inconsistencies, hereby repealed.

4. Savings Clause. The balance of the Code of Ordinances, City of Ypsilanti, Michigan, except as herein or previously amended, shall remain in full force and effect. The repeal provided herein shall not abrogate or affect any offense or act committed or done, or any penalty or forfeiture incurred, or any pending fee, assessments, litigation, or prosecution of any right established, occurring prior to the effective date hereof.

5. Copies to be available. Copies of the Ordinance are available at the office of the city clerk for inspection by, and distribution to, the public during normal office hours. A complete copy of the ordinance is also available for inspection on the City's website, www.cityofypsilanti.com.

6. Publication and Effective Date. The City Clerk shall cause this Ordinance, or a summary of this Ordinance, to be published by printing the same in the publication of record. This Ordinance shall become effective after publication at the expiration of 30 days after adoption.

MADE, PASSED AND ADOPTED BY THE YPSILANTI CITY COUNCIL THIS 5th DAY OF February, 2024.

Andrew Hellenga, Acting City Clerk

Attest

I do hereby confirm that the above Ordinance No. 1421 was published in The Washtenaw Legal News on the 14th day of March, 2024.

Andrew Hellenga, Acting City Clerk

CERTIFICATE OF ADOPTING

I hereby certify that the foregoing is a true copy of the Ordinance passed at the regular meeting of the City Council held on the 5th day of March, 2024.

Andrew Hellenga, Acting City Clerk

Notice Published: January 30, 2024

First Reading: February 6, 2024

Second Reading: March 5, 2024

Published: March 14, 2024

Effective Date: April 4, 2024